



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Ordinance No. 1680 Entitled, "An Ordinance Of The City Council Of The City Of Lodi Amending Title 10 – Vehicles And Traffic By Repealing And Reenacting Section 10.44.020(F) 'Prohibited Stopping, Standing Or Parking', Section 10.44.070 'Parking Not To Obstruct Sight Distance', And Section 10.52.050 'Parking Restrictions', To The Lodi Municipal Code Relating To Truck Parking"

MEETING DATE: September 15, 1999

PREPARED BY: City Clerk

RECOMMENDED ACTION: Following reading by title, it would be appropriate for the City Council to adopt Ordinance No. 1680.

BACKGROUND INFORMATION: Ordinance No. 1680 entitled, "An Ordinance Of The City Council Of The City Of Lodi Amending Title 10 – Vehicles And Traffic By Repealing And Reenacting Section 10.44.020(F) 'Prohibited Stopping, Standing Or Parking', Section 10.44.070 'Parking Not To Obstruct Sight Distance', And Section 10.52.050 'Parking Restrictions', To The Lodi Municipal Code Relating To Truck Parking" was introduced at the regular City Council meeting of September 1, 1999.

Pursuant to State statute, ordinances may be adopted five days after their introductions following reading by title.

This Ordinance has been approved as to form by the City Attorney.

FUNDING: None required.


Alice M. Reimche
City Clerk

Attachment

APPROVED: _____


H. Dixon Flynn -- City Manager

ORDINANCE NO. 1680

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LODI
AMENDING TITLE 10 – VEHICLES AND TRAFFIC BY REPEALING
AND REENACTING SECTION 10.44.020(F) "PROHIBITED
STOPPING, STANDING OR PARKING," SECTION 10.44.070
"PARKING NOT TO OBSTRUCT SIGHT DISTANCE," AND SECTION
10.52.050 "PARKING RESTRICTIONS," TO THE LODI MUNICIPAL
CODE RELATING TO TRUCK PARKING

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LODI AS FOLLOWS:

SECTION 1. Title 10, Section 10.44.020(F) – Prohibited Stopping, Standing or Parking of the Lodi Municipal Code is hereby repealed and reenacted to read as follows:

10.44.020 Prohibit stopping, standing or parking.

- F. In any area one hundred feet or less in length, where the public works director determines that the parking or stopping of any vehicle would constitute a traffic hazard or would endanger life or property, or on the approach to a traffic control device when such place is indicated by appropriate signs or by red paint upon the curb surface;

SECTION 2. Title 10, Section 10.44.070 – Parking Not to Obstruct Sight Distance" of the Lodi Municipal Code is hereby repealed and reenacted to read as follows:

10.44.070 Parking not to obstruct sight distance.

No person shall park or leave standing a vehicle which is six feet or more in height, including any load thereon within one hundred feet of any intersection so designated.

SECTION 3. Title 10, Section 10.52.050 "Parking Restrictions" of the Lodi Municipal Code is hereby repealed and reenacted to read as follows:

10.52.050 Parking restrictions.

- A. It is unlawful to park a commercial vehicle exceeding a maximum gross vehicle weight rating (GVWR) of ten thousand pounds on any street in a residential district. For the purposes of this section, "residential district" means residentially zoned areas designated by the city zoning code (any "R" district) and includes schools, parks, playgrounds, community centers, churches, museums, golf courses (excluding miniature golf courses) and similar recreational uses of a noncommercial nature, and public utility service buildings where they are located in a residential district.
- B. It is unlawful to park a commercial vehicle exceeding a maximum gross vehicle weight rating (GVWR) of ten thousand pounds on any street in a commercial or industrial zone except where specifically signed to allow

commercial vehicle parking between the hours of 7 p.m. and 7 a.m. unless otherwise indicated. This paragraph shall remain in effect until January 1, 2001, at which time the following paragraph shall become effective:

It is unlawful to park a commercial vehicle exceeding a maximum gross vehicle weight rating (GVWR) of ten thousand pounds on any street in a commercial or industrial zone.

- C. This section shall not prohibit parking of commercial vehicles in the process of being loaded or unloaded.

SECTION 4. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

SECTION 5. No Mandatory Duty of Care. This ordinance is not intended to and shall not be construed or given effect in a manner which imposes upon the City, or any officer or employee thereof, a mandatory duty of care towards persons or property within the City or outside of the City so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

SECTION 6. Severability. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application. To this end, the provisions of this ordinance are severable. The City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof.

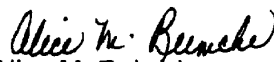
SECTION 7. This ordinance shall be published one time in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi and shall take effect thirty days from and after its passage and approval.

Approved this 15th day of September, 1999.



KEITH LAND
Mayor

Attest:



Alice M. Reimche
City Clerk


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State of California
County of San Joaquin, ss.


I, Alice Reimche, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1680 was introduced at a regular meeting of the City Council of the City of Lodi held September 1, 1999, and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held September 15, 1999 by the following vote:

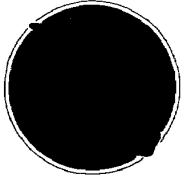
AYES: COUNCIL MEMBERS – Mann, Nakanishi and Land (Mayor)
NOES: COUNCIL MEMBERS – Pennino
ABSENT: COUNCIL MEMBERS – Hitchcock
ABSTAIN: COUNCIL MEMBERS – None

I further certify that Ordinance No. 1680 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.


ALICE M. REIMCHE
City Clerk

Approved as to Form:


RANDALL A. HAYS
City Attorney



NPE, INC.
1011 SOUTH BERTELSEN ROAD
EUGENE, OREGON 97402-5421
541-342-2700

RECEIVED
99 SEP 14 AM 10:10
CITY CLERK
CITY OF LODI

Mayor Keith Land
221 West Pine St.
Lodi, CA 95240

Dear Mayor Keith Land,

I understand that the city of Lodi is planning on outlawing trucks to park within city limits shortly. From the information given to me, I understand that drivers who park their trucks within the city limits will be issued a ticket in excess of \$200.00. Since there is no designated parking for trucks within the city limits, it seems unfair to me to pass this new law. Truck drivers need a place where they can park their trucks overnight in Lodi, CA in order to get the sleep they need while waiting for the customers to have their loads ready the next day. Truck drivers are some of the hardest working people out there and this law will only discourage business from coming into Lodi, CA.

I am not familiar with the layout of the city of Lodi, but am sure there is some place where a truck lot can be placed with access to a bathroom and a payphone. It is crucial for drivers to have these basic amenities instead of having to worry about finding a parking place outside of your city limits.

By building a site for trucks to park, it will encourage drivers to head to this area and you will be able to have it controlled instead of worrying about drivers parking at random locations throughout the city.

Thank you for your time.

Sincerely,

Brad Lovejoy
NPE, Inc.
Safety/Compliance
Extension 623

9-13-99

City Council,

RECEIVED
CITY OF LODI
CITY CLERK
CITY OF LODI

I have just obtained the background information from the Council meeting held September 01, 1999, and I would like to address the issue of Truck Parking in the City of Lodi.

My husband and I have been Lodi residents for two (2) years, in that time, my husband has been employed by Swift Transportation as a long haul (out of state) driver. We only own one vehicle, so in the 3-4 days that he has available to be home, he needs a place to park the truck in Lodi, in the city where he resides, pays

rent, buys his groceries, pays the City of Lodi for utilities, and is a law abiding citizen. Some times the way I see my husband is enroute from L.A. to Oregon, he stops on Hwy 12 or Seargants Rd. For a breif 2-3 hour visit, PLEASE take in Consideration that there are several (100+) Families that live in Lodi, and by profession are truckers, they really do need a place to allow trucks to Safely Park, without being Fined for living in the City of Lodi, or being vandilized due to no security on the East Side (industrial) area of Lodi.

Bedina Lynn Rigorsch
2401 Eilers Lane
#809
Lodi, Ca 95242
